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ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

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CHIEF CLERK'S OFFICE

AMERICATEL CORPORATION

d/b/a 1010 123 Americatel

d/b/a AMETEX

d/b/a AMEXTEL

d/b/a Americasky

d/b/a 1 800 3030 123 Americatel Collect

Petition for emergency relief to protect

Petitioner's; Annual Report from disclosure

for not less than five years in order to protect

highly proprietary information

Docket No.

07-0135

### PETITION

NOW COMES, AMERICATEL CORPORATION ("Petitioner") and hereby petitions the Illinois Commerce Commission ("Commission") for emergency relief to protect Petitioner's Annual Report from disclosure for not less than five years in order to protect highly proprietary information included therein. In support of this Petition, Petitioner states as follows:

1. Petitioner is certificated by the Commission to provide competitive telecommunications services in the state of Illinois.

2. Petitioner is required to file an Annual Report pursuant to Section 5-109 of The Public Utilities Act (220 ILCS 5/5-109).

3. The Annual Report of the Petitioner contains highly proprietary and confidential commercial and financial information, the disclosure of which to competitors, or potential competitors, would be detrimental to Petitioner.

4. The telecommunications industry is highly competitive, and it is imperative that public disclosure of confidential information contained in the Annual Report of Petitioner be avoided for a period of at least five years following the issuance of an Order by the Commission because of the competitive harm that disclosure of such information would likely cause Petitioner.

5. Section 7 of the Illinois Freedom of Information Act, 5 ILCS 140/7(g), exempts from public disclosure "trade secrets and commercial or financial information.... where the trade secrets or information are proprietary, privileged or confidential, or where disclosure of such trade secrets or information may cause competitive harm." The annual Report of Petitioner, which is the subject matter of this Petition, falls within this exemption.

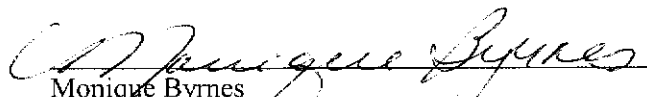
6. Petitioner seeks an Order from this Commission, without hearing, protecting from disclosure in its entirety Petitioner's Annual Report for a period of not less than five years.

WHEREFORE, Petitioner respectfully requests that the Commission enter an Order, without hearing, protecting from disclosure in its entirety the 2006 Annual Report of the Petitioner for a period of not less than five years.

DATED this 21st day of February, 2007.

Respectfully submitted on behalf of

AMERICATEL CORPORATION  
d/b/a 1010 123 Americatel  
d/b/a AMETEX  
d/b/a AMEXTTEL  
d/b/a Americasky  
d/b/a 1 800 3030 123 Americatel Collect

  
Monique Byrnes  
Technologies Management, Inc.  
Consultant to Americatel Corporation  
210 N. Park Avenue  
Winter Park, Florida 32789  
407-740-3005  
mbyrnes@tminc.com

STATE OF FLORIDA       §  
                                  §  
COUNTY OF Dade       §

**VERIFICATION**

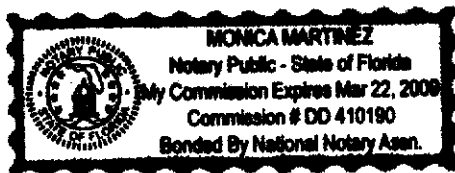
Juan Guillermo Ducaud, being first duly sworn on oath, deposes and states that he is Vice President and Chief Financial Officer Americatel Corporation, that he has read the above and foregoing Petition and knows the contents thereof, and that the same are true to the best of his knowledge, information and belief.

  
\_\_\_\_\_  
Juan Guillermo Ducaud  
Vice President and chief Financial Officer

Subscriber and sworn to before me this 20<sup>th</sup> day of February, 2007.

  
\_\_\_\_\_  
Notary Public

(Seal)



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